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ATTORNEY DOCKET NO. APPLICATION NO. **FILING DATE** FIRST NAMED INVENTOR 09/577,558 05/24/00 **BARANDA** OT-4190B **EXAMINER** PM82/1121 ELIZABETH A DUDEK TRAN. T PAPER NUMBER **ART UNIT** OTIS ELEVATOR COMPANY TEN FARM SPRINGS FARMINGTON CT 06032 3652 **DATE MAILED:**

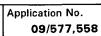
Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

11/21/00



Office Action Summary



Applicant(s)

Baranda et al.

Examiner

Thuy V. Tran

Group Art Unit 3652



| | ortened statutory period for response to this action is set to e | C.D. 11; 453 O.G. 213. expire 1 month(s), or thirty days, whichever |
|-------------|---|--|
| lor ppli | ger, from the mailing date of this communication. Failure to cation to become abandoned. (35 U.S.C. § 133). Extension: FR 1.136(a). | respond within the period for response will cause the |
| ispo | osition of Claims | |
| X | Claim(s) 44-57 and 66-79 | is/are pending in the application. |
| | Of the above, claim(s) | is/are withdrawn from consideration. |
| | Claim(s) | |
| | Claim(s) | |
| _ | Claim(s) | |
| X | Claims 44-57 and 66-79 | |
| | | |
| | cation Papers See the attached Notice of Draftsperson's Patent Drawing F | Review PTO-948 |
| | The drawing(s) filed on is/are objected | |
| | The proposed drawing correction, filed on | |
| | The specification is objected to by the Examiner. | |
| | The oath or declaration is objected to by the Examiner. | |
| | ty under 35 U.S.C. § 119 | |
| _ | Acknowledgement is made of a claim for foreign priority un | der 35 U.S.C. § 119(a)-(d). |
| | ☐ All ☐ Some* ☐ None of the CERTIFIED copies of t | |
| | received. | |
| | ☐ received in Application No. (Series Code/Serial Numb | er) |
| | $\hfill\Box$ received in this national stage application from the In | ternational Bureau (PCT Rule 17.2(a)). |
| | *Certified copies not received: | |
| | Acknowledgement is made of a claim for domestic priority | under 35 U.S.C. § 119(e). |
| tta | chment(s) | |
| | Notice of References Cited, PTO-892 | |
| | Information Disclosure Statement(s), PTO-1449, Paper No(s | s) |
| _ | Interview Summary, PTO-413 Notice of Draftsperson's Patent Drawing Review, PTO-948 | |
| _ | Notice of Informal Patent Application, PTO-152 | |

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DETAILED ACTION

Claim Objections

1. The numbering of claims is not in accordance with 37 CFR 1.126 which requires the original numbering of the claims to be preserved throughout the prosecution. When claims are canceled, the remaining claims must not be renumbered. When new claims are presented, they must be numbered consecutively beginning with the number next following the highest numbered claims previously presented (whether entered or not).

Misnumbered claims 1-14 have been renumbered as 66-79, respectively.

Election/Restriction

2. This application contains claims directed to the following patentably distinct species of the claimed invention:

Group A:

Species I, Figure 3;

Species II, Figure 4; and

Species III, Figure 5.

Group B:

Species IV, claim 55;

Species V, claim 56; and

Species VI, claim 57.

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Applicant is required under 35 U.S.C. 121 to elect a single disclosed species (one species for Group A, and one Species for Group B) for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, at least claim 44 is generic.

Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

3. Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

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4. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the

inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently

named inventors is no longer an inventor of at least one claim remaining in the application. Any

amendment of inventorship must be accompanied by a petition under 37 CFR 1.48(b) and by the

fee required under 37 CFR 1.17(I).

5. Any inquiry concerning this communication or earlier communications from the examiner

should be directed to Thuy v. Tran whose telephone number is (703) 308-2558.

Sof Of wh 11/20/

ROBERT P. OLSZEWSKI SUPERVISORY PATENT EXAMINER TECHNOLOGY CENTER 3600

TVT (TUT)

November 14, 2000